



8 02-05-04

2681

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL" (37 CFR 1.8)			Matter No.	
Applicant(s): Daniel, et al.			61804	
Serial No.	Filing Date	Examiner	Group Art No.	Confirmation No.
09/916,190	July 26, 2001	Unknown	2681	7093

Invention: RESOURCE MANAGEMENT IN CELLULAR NETWORKS

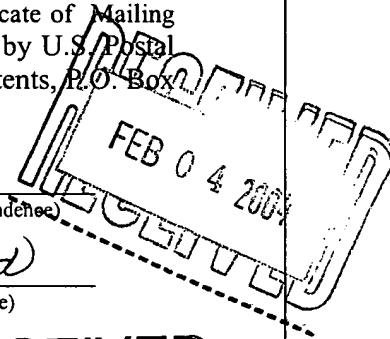
I hereby certify that a Transmittal (2 pages, in duplicate); Information Disclosure Statement (5 pages); Information Disclosure Statement by Applicant including the 3 listed references; Certificate of Mailing by First Class Mail (1 page); and a stamped, pre-addressed postcard are being mailed by U.S. Postal Service First Class Mail to Addressee, Mail Stop Non-Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 29th day of January, 2004.

Gayle Canfield

(Typed or Printed Name of Person Mailing Correspondence)

Gayle Canfield

(Signature of Person Mailing Correspondence)



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PATENT
Atty Docket No. 61804
First Class Mail

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	Daniel, et al.	Group No.	2681
Serial No.:	09/916,190	Examiner:	Unknown
Filed:	July 26, 2001	Confirmation No.	7093
For:	Resource Management in Cellular Networks		

Mail Stop Non-Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TRANSMITTAL

Dear Sir:

Attached please find the following:

- ☒ Information Disclosure Statement (5 pages)
- ☒ Information Disclosure Statement by Applicant including the 3 listed references
- ☒ Certificate of Mailing by First Class Mail
- ☒ Stamped, pre-addressed postcard

CERTIFICATE OF MAILING

I hereby certify that, on the date shown below, this correspondence is being

- ☒ deposited with the United States Postal Service in an envelope addressed to: Mail Stop Non-Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

MAILING

- ☒ 37 C.F.R. §1.8
as first class mail.

37 C.F.R. §1.10
as "Express Mail Post Office to Addressee"
EXPRESS MAIL NO.

FACSIMILE TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Gayle Canfield
Name of Depositor

Gayle Canfield

Signature

January 29, 2004
Date

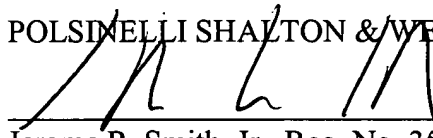
PATENT
Atty Docket No. 61804
First Class Mail

The Commissioner is hereby authorized to charge any additional fees, which may be required to Deposit Account No. 50-1662. A duplicate of this request is attached.

Respectfully submitted,

POLSIMELLI SHALTON & WELTE, P.C.

Date: 1/29/04


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29215 / 61804
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PATENT
Atty Docket No. 61804
First Class Mail

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Daniel, et al.
Serial No.: 09/916,190
Filed: July 26, 2001
For: Resource Management in Cellular
Networks

Group No. 2681
Examiner: Not Yet Assigned
Conf. No. 7093

Mail Stop Non-Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Technology Center 2600

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

It is desired to cite for the record in this application the enclosed documents listed on the attached copy of PTO Form 1449. In sections I-IV, below, the paragraph(s) marked with an "x" in the requisite space are applicable to this Information Disclosure Statement.

I. REQUEST FOR CONSIDERATION

[] (a) The enclosed Information Disclosure Statement is being filed within three months of the filing date or within three months of the entry of the national stage of the above-

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- ☐ transmitted by facsimile to the Patent and Trademark Office.

Gayle Canfield
Name of Depositor

Signature

January 29, 2004
Date

identified application. Accordingly, applicant(s) believe(s) that no fee or certification is required.

☒ (b) Applicant(s) believe(s) the enclosed Information Disclosure Statement is entitled to the benefit of 37 CFR §1.97 (b) (3) as it is being filed before the mailing of the first Office Action on the merits. Accordingly, applicant(s) believe(s) that no fee or certification is required.

☐ (c) Applicant(s) believe(s) the enclosed Information Disclosure Statement is entitled to the benefit of 37 CFR §1.97 (b) (4) as it is being submitted before the mailing of an Office Action after the filing of a request for continued examination under 37 CFR §1.114. Accordingly, applicant(s) believe(s) that no fee for certification is required.

☐ (d) Pursuant to 37 CFR §1.97(c), the enclosed Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:

- ☐ a certification under 37 CFR §1.97(e); or
- ☐ the fee set forth in 37 CFR §1.17 (p);
- ☐ a check for this fee is enclosed herewith; or
- ☐ please charge this fee to Deposit Account No. 50-1662.

II. PETITION UNDER 37 CFR 1.97 (d)

☐ a) Pursuant to 37 CFR §1.97 (d), applicant(s) hereby petition(s) the Commissioner to consider the attached Information Disclosure Statement. Applicant(s) state(s) that the issue fee has not been paid and that a certification under 37 CFR §1.97 (e) is provided herein, along with the petition fee of \$130.00 required under 37 CFR §1.17 (i) (1);

- ☐ a check for this petition fee is enclosed herewith;
- ☐ please charge this petition fee to Deposit Account No. 50-1662;

and

b) The information disclosure fee of \$200.00 required by 37 CFR §1.17 (p) is believed to be due, and

- ☐ a check for this fee is enclosed herewith; or
- ☐ please charge this fee to Deposit Account No. 50-1662.

III. CERTIFICATION UNDER 37 CFR §1.97 (e) (1)

☐ The undersigned hereby certifies that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application mailed not more than three months prior to the filing of this statement. Art was cited in an International search Report mailed _____ in the PCT Application No. _____ corresponding to the above listed patent application.

☐ A copy of the _____ by the International Preliminary Examining Authority is enclosed herewith.

IV. CERTIFICATION UNDER 37 CFR §1.97 (e) (2)

☐ The undersigned hereby certifies that no item of information contained in the attached Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual having a duty of disclosure as set forth in 37 CFR §1.56 (c) more than three months prior to the filing of this statement.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a governmental or international or regional bureau searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 CFR §1.98(a) (3) even if in a foreign language, since the few terms of relevance therein are deemed of universal cognizance. However, applicant does not necessarily adopt the position reflected by that report.

The information herein cited is only in fulfillment of Applicant's(s') duty of candor in disclosing all information brought to Applicant's(s') attention. This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art". If it should be determined that any of the listed documents do not constitute "prior art" under United States law, Applicant(s) reserve(s) the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicant(s) further reserve(s) the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

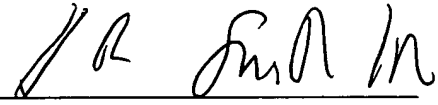
PATENT
Atty Docket No. 61804
First Class Mail

The Commissioner is hereby authorized to charge payment of any additional fees
associated with this communication or credit any overpayment to Deposit Account No. 50-1662.

Respectfully submitted,

POLSINELLI SHALTON & WELTE, P.C.

Date: 1/29/04

By: 
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29215 / 61804
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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.